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I here by certify that the correspondence is being deposited with the United States Postal Beauty with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 29, 2007.

IFW

<u>PATENT</u>

Attorney Docket No. 82981 Client Ref. No. 752120US:RMM

TOWNSEND and TOWNSEND and CREW LLP

sy Jen Meller

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Confirmation No. 5493

ROY FEATHERSTONE, ET AL.

Examiner:

Application No. 10/589,090

Technology Center/Art Unit: 3748

Filed: August 9, 2006

SECOND PRELIMINARY AMENDMENT

For: SHAPE MEMORY ALLOY

ACTUATOR

Customer No. 20350

San Francisco, CA 94111 January 29, 2007

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Prior to examination of the above-referenced application, please enter the

following amendments and remarks:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.